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3 UNITED STATES DISTRICT COURT  
4 DISTRICT OF NEVADA

5 FRANCISCO JAVIER MACIAS,

6 Plaintiff,

7 v.

8 LVMPD/CCDC, et al.,

9 Defendants.  
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Case No. 2:18-cv-02019-RFB-NJK

ORDER

11 **I. DISCUSSION**

12 Plaintiff, who is a prisoner in the custody of the Clark County Detention Center (“CCDC”),  
13 has submitted a civil rights complaint under 42 U.S.C. § 1983. Docket No. 1-1. Plaintiff has  
14 neither paid the full filing fee for this matter nor filed an application to proceed *in forma pauperis*.

15 Under 28 U.S.C. § 1915(a)(2) and Local Rule LSR 1-2, Plaintiff must complete an  
16 application to proceed *in forma pauperis* and attach both an inmate account statement for the past  
17 six months and a properly executed financial certificate. The Court will retain Plaintiff’s civil  
18 rights complaint, Docket No. 1-1, but will not file it until the matter of the payment of the filing  
19 fee is resolved. Plaintiff will be granted an opportunity to file an application to proceed *in forma*  
20 *pauperis*, or in the alternative, pay the full filing fee for this action. If Plaintiff chooses to file an  
21 application to proceed *in forma pauperis* he must file a fully complete application to proceed *in*  
22 *forma pauperis*.

23 **II. CONCLUSION**

24 For the foregoing reasons, IT IS ORDERED that the Clerk of the Court will send Plaintiff  
25 the approved form application to proceed *in forma pauperis* by a prisoner, as well as the document  
26 entitled information and instructions for filing an *in forma pauperis* application.

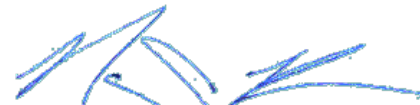
27 IT IS FURTHER ORDERED that, no later than **November 21, 2018**, Plaintiff must either:  
28 (1) file a fully complete application to proceed *in forma pauperis*, on the correct form with

1 complete financial attachments in compliance with 28 U.S.C. § 1915(a); or (2) pay the full \$400  
2 fee for filing a civil action (which includes the \$350 filing fee and the \$50 administrative fee).

3 IT IS FURTHER ORDERED that, if Plaintiff does not timely comply with this order,  
4 dismissal of this action may result.

5 IT IS FURTHER ORDERED that the Clerk of the Court will retain the complaint (Docket  
6 No. 1-1), but will not file it at this time.

7 DATED: October 22, 2018.



9 NANCY J. KOPPE  
10 UNITED STATES MAGISTRATE JUDGE  
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